

E-filed 7/13/06

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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12 ATILLA DEAK,)	
13 Plaintiff,)	CIVIL NO. 05-05212 JF
14 v.)	STIPULATION AND ORDER
15 JO ANNE B. BARNHART,)	APPROVING COMPROMISE
16 Commissioner of Social Security,)	SETTLEMENT OF ATTORNEY
17 Defendant.)	FEES PURSUANT TO THE EQUAL
)	<u>ACCESS TO JUSTICE ACT</u>

18 The plaintiff's attorney having met the criteria of L.R. 54-6, by meeting and conferring with
19 defendant, IT IS HEREBY STIPULATED by and between the parties through their undersigned
20 counsel, subject to approval by the Court, that plaintiff's attorney receive the following payment:

21 1. Defendant shall pay FIVE HUNDRED SIXTY DOLLARS (\$560.00), pursuant to the
22 Equal Access to Justice Act (EAJA), for attorney fees incurred in this court action. The check is to
23 be payable to plaintiff's counsel:

24 JAMES H. MILLER
25 BOX 10891 GRAND LAKE STATION
26 OAKLAND, CA 94610
(510) 451-2132 fax: 0824
jimillaw@rcn.com

27 2. This is a settlement of plaintiff's request for attorney fees pursuant to EAJA, and does not
28 constitute an admission of liability or fault on the part of defendant under the Equal Access to Justice

1 Act.

2 3. Payment of the FIVE HUNDRED SIXTY DOLLARS (\$560.00) EAJA fees incurred in
3 this court action, will constitute a complete release from and bar to any and all claims, rights, causes
4 of action, liens or subrogated interests relating to attorney fees pursuant to the EAJA, or costs as a
5 result of this court action.

6
7
8 Dated: June 27, 2006

/s/
JAMES HUNT MILLER
Attorney for Plaintiff

11 KEVIN V. RYAN
12 United States Attorney

13
14 Dated: June 27, 2006

By: /s/
SARA WINSLOW
Assistant United States Attorney

17 PURSUANT TO STIPULATION, IT IS SO ORDERED:
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20
21 Dated: 7/12/06


JEREMY FOGEL
United States District Judge